

## THE SHERIFF NOT GUILTY.

ACQUITTED BY ORDER OF THE COURT.

NO EVIDENCE OF FRAUD PRODUCED—THE OTHER INDICATORS DISMISSED.

The room in which Justice Barrett yesterday held the Court of Oyer and Terminer was filled with spectators when the trial of Sheriff Davidson was resumed. Nearly all of them seemed to be personal friends of the defendant. The United States District Attorney was in the room for a part of the day. The first witness was William J. Lyon, auditor in the Controller's office, who testified that he audited the Sheriff's receipts and vouchers for the year ending on the 31st of October, 1883. The amount of the bill was \$3,311.45. The bill was supported by vouchers and the oath of the Sheriff. The items were for board of prisoners, wages of cooks and cleaners and certain furniture. Finding the items properly verified, he passed them. The oath of the Sheriff was the basis of his allowing the claims. Controller James testified that he signed the warrant on which Mr. Davidson got his money on the 10th of October in the belief that the bill was correct. Mayor Davidson was not present.

Major Davidson was not present. The Controller's office, identified the bills and vouchers of Sheriff Davidson during his term of office up to October, 1883.

Robert McCabe testified that he had kept the books in the jail since September, 1883. He went there first with the Sheriff and met Mr. Bowen and Mr. Bowen told him of the Sheriff's receipts and vouchers.

District Attorney Olney—Did the Sheriff instruct you to obey Mr. Bowen or any other person at the jail? A—No, I don't think he did. I was told to instruct me what to do.

Mr. Olney (showing the witness the Sheriff's bill for October, 1883)—Is this your writing? A—Yes, it is the second I made out.

Q—What instructions did you have from any one as to making out this bill? A—I had instructions from Mr. Bowen.

Q—Who made out these receipts for salaries? A—I did.

Q—Where did you take them? A—To Kiernan.

Q—Did Kiernan sign them? A—No, he didn't. I signed them. This brings in matters not in the indictment and it is up to us to decide if we have no notice to defend against it.

The Court—the objection is sustained.

Mr. Olney—What about the receipts for salaries? A—Kiernan took them.

Q—When you next saw them were they signed? A—They were, and I saw them.

Q—Then what did you do with them? A—I do not know whether Mr. Bowen brought them to the Sheriff's office.

Q—What books did you keep? A—A book of money paid out for and received from the Sheriff.

Q—How did you get this book? A—From the Sheriff. I was told to keep it. I gave him a receipt for it.

Q—Did you get a receipt for it? A—No, I did not.

The book was produced by the Sheriff's counsel, but they would not allow the prosecution to use it until after they had. An effort was made to find out the details of the book, but the Sheriff's counsel would not allow it.

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## MYTHICAL HORSE DISEASE.

AN EXAGGERATED FORM OF ERYTHRA—NO CASES OF IT AMONG THE HORSE-CAR LINES.

Letters from Troy and Rochester have come to horse owners and dealers in this city describing a terrible and hitherto unknown disease of horses. The first symptom is a slight lameness in the hind feet. In a few hours the fetlocks and the pasterns break out in the red, and the horse is unable to move. The disease is called the black erysipelas, makes a great drain upon the vitality of horses that may have died. Dr. J. H. Hough, the veterinary surgeon, who is called to attend to the disease, says that out of 2,000 horses, there had not been a case of the new complaint. There had been many cases of scratched heels, which is a disease of the hoofs, but not of the horse.

We have had nothing of the kind. The statement seems exaggerated, but I don't recognize the description. I have heard of the disease, but I don't know it. It sounds like the frost-bite, but I don't know it. It is a disease of the hoofs, but not of the horse.

At the eighth-street stable, R. L. Lake, foreman of the stable, repudiated the malady. He said that if there was a horse epidemic it was bound to make its appearance in the street-car stables, and this one had not visited any New York line.

The well-known veterinary surgeon, Dr. Cattani, No. 15 West Forty-fourth-st., said: "I have heard of this black erysipelas, which some people believe to be caused by a parasite, but all the cases have been simply exaggerations of erysipelas or scratches, which are external redness and cracks of the erysipelas. It often follows scratches or cracked heels."

PLANS FOR ENLARGING THE TOMBS.

NEARLY A HUNDRED CELLS TO BE ADDED—THE MONEY APPROPRIATED.

The Commissioners of Charities and Correction met at the City Hall yesterday afternoon to consider the plan for enlarging the capacity of the City Prison. More room is needed, and \$90,000 has been appropriated for the purpose of providing it.

The additions made to the prison in 1875 have never been satisfactory. Some of them were built of brick and so placed as to entirely change the original plan of the older structures and to make unhealthful the cell-rooms and the corridors. One of Mr. Lebrun's plans is to build two stories on the main prison, situated in the rear of the yard and parallel to Elm-st., making that structure six stories high.

The other, and more approved plan, is to tear away all the additions of 1875, known as the Female Department, and to build a new structure, including the stone and brick structures, from front to rear, and the Boys Prison, situated between the Female Department and the court-room of Special Sessions, and to erect four-story buildings, containing four hundred cells. Entirely around this building is to be an area from fifteen to seventeen feet wide. The windows in the outer wall in Leonard-st. will be removed, and the new building will be built in the rear of the old building, and will give place to the open driveway. A similar building is to be erected on the north or Franklin-st. side, with the same number of cells and windows. The new plan will add six hundred cells, and will make the prison a more healthy and comfortable place for the prisoners.

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